

the ball and closure should be spaced apart creating an arcuate space between the ball and closure. Schaich further states that “this arcuate space or moistening chamber is particularly advantageous when viscid or sticky liquids, and creamy emulsions, such as liquid cosmetic creams, deodorants, and other similar preparations are to be applied.” (*See*, Schaich, column 3, lines 60-63).

In contrast, claim 1 recites

“a container for storing and applying a liquid deodorant, comprising... a tubular cap... comprising an end wall that defines a seating surface for the container in an inverted position, with the end nozzle facing downwardly, wherein the end wall of the cap defines, internally, a concave cradle in the form of a spherical calotte, inside which a corresponding portion of the sphere is seated when the cap is fitted to the tubular body” (emphasis added).

This differs from Schaich which discloses separating the cap from the sphere in the case of storage containers for liquid deodorants.

Thus, one of ordinary skill in the art at the time the invention was made would not be motivated to combine Schaich and Miranda to produce the claimed invention. Schaich discloses a container for liquid deodorants having a cap that is separated from the sphere and not a container with a cap that includes a “concave cradle... inside which a corresponding portion of the sphere is seated.” Claims 2 and 3 depend from claim 1 and should be patentable for at least the same reasons as claim 1. Applicants respectfully request that the rejection be withdrawn.

Each and every point raised in the Office Action dated June 9, 2005 has been addressed on the basis of the above remarks. In view of the remarks, reconsideration and withdrawal of the rejections are respectfully requested. However, should the Examiner believe that direct contact with the Applicant's attorney would advance the prosecution of this application, the Examiner is invited to telephone the undersigned at the number given below.

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